



## INTERIOR BOARD OF INDIAN APPEALS

Nadel and Gussman, et al.; George F. Neff, d.b.a. R.N. Oil Company;  
D & P Oil Company, Inc.; LBG Operating Company;  
George William Pease III; Ben Helmer; George William Pease, Jr.;  
Velma Chinn; MAC Engineering & Operating Company; Ashar, Inc.;  
David J. and Leesa K. Kinsey; William M. Park; and Fieldstone Exploration Company  
v. Muskogee Area Director, Bureau of Indian Affairs

21 IBIA 68 (11/20/1991)



## United States Department of the Interior

OFFICE OF HEARINGS AND APPEALS  
INTERIOR BOARD OF INDIAN APPEALS  
4015 WILSON BOULEVARD  
ARLINGTON, VA 22203

NADEL AND GUSSMAN, <u>et al.</u> ,	:	Order Docketing and Dismissing
Appellants	:	Appeals
	:	
v.	:	
	:	Docket Nos. IBIA 92-19-A, <u>et al.</u>
MUSKOGEE AREA DIRECTOR,	:	
BUREAU OF INDIAN AFFAIRS,	:	
Appellee	:	November 20, 1991

On October 21, 1991, the Muskogee Area Director, Bureau of Indian Affairs, issued in excess of 500 notices to persons holding oil and gas leases with the Osage Indian Tribe that additional royalty was owed under those leases. The Board has received a significant number of appeals from the lessees.

On November 18, 1991, Douglas A. Wilson, Esq., Tulsa, Oklahoma, entered his appearance on behalf of 13 of the lessee/appellants. Wilson states that he has been retained by some 200 persons, including the 13 appellants on whose behalf he entered his appearance, to challenge the Muskogee Area Director's decision. Wilson asks that these 13 appeals be dismissed without prejudice to refiling as part of a group appeal. The 13 appellants and the docket numbers assigned to their appeals are:

Nadel and Gussman	Docket No. IBIA 92-19-A
George F. Neff,	
d.b.a. R.N. Oil Company	IBIA 92-22-A
D & P Oil Company, Inc.	IBIA 92-23-A
LBG Operating Company	IBIA 92-24-A
George William Pease III	IBIA 92-25-A
Ben Helmer	IBIA 92-26-A
George William Pease, Jr.	IBIA-92-27-A
Velma Chinn	IBIA 92-28-A
MAC Engineering & Operating Co.	IBIA 92-29-A
Ashar, Inc.	IBIA 92-30-A
David J. and Leesa K. Kinsey	IBIA 92-31-A
William M. Park	IBIA 92-32-A
Fieldstone Exploration Company	IBIA 92-33-A

The appeals are docketed under the above case names and numbers which should be cited in all future correspondence or inquiries regarding the matters. The Board finds that the circumstances of these cases warrant the granting of the motion to allow them to be withdrawn without prejudice.

Therefore, pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 CFR 4.1, the above appeals from the Area Director's October 21, 1991, decisions are dismissed without prejudice to refiling as part of a group appeal.

//original signed  
Kathryn A. Lynn  
Chief Administrative Judge

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Anita Vogt  
Administrative Judge